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11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 SUNRISE MOUNTAINVIEW HOSPITAL, INC.
14 d/b/a MOUNTAINVIEW HOSPITAL,

15 Plaintiff,

16 v.
17 SERVICE EMPLOYEES INTERNATIONAL
18 UNION, LOCAL 1107,

19 Defendant.

20 Case No. 2:22-cv-00668-JAD-EJY

21 STIPULATION REGARDING
22 EXTENSION OF THE PARTIES'
23 RESPONSE DEADLINES AND
24 SERVICE OF SUNRISE
25 MOUNTAINVIEW HOSPITAL, INC.'S
26 SUMMONS AND COMPLAINT

27 NEVADA SERVICE EMPLOYEES UNION aka
28 SERVICE EMPLOYEES INTERNATIONAL
15 UNION, LOCAL 1107,

16 Plaintiff,

17 v.
18 SUNRISE MOUNTAINVIEW HOSPITAL, INC.
19 d/b/a MOUNTAINVIEW HOSPITAL,

20 Defendant.

21 Case No. 2:22-cv-00673-JCM-BNW

22 Plaintiff/Defendant Sunrise MountainView Hospital, Inc. d/b/a MountainView Hospital
23 ("Hospital") and Defendant/Plaintiff Nevada Service Employees Union aka Service Employees
24 International Union, Local 1107 ("Union"), by and through their respective undersigned counsel
25 of record, file this joint stipulation regarding various preliminary matters relating to the above-
26

1 captioned consolidated cases (“Joint Stipulation”). In support of the Joint Stipulation, the parties
2 state as follows:

3 1. The Hospital filed its Complaint against the Union in this Court, captioned as
4 *Sunrise MountainView Hospital, Inc. v. Service Employees International Union, Local 1107*,
5 Case No. 2:22-cv-00668 (“Case One”), on April 22, 2022, and a Summons was issued on April
6 28, 2022. (See Case One, ECF 1, 6). The Summons and Complaint in Case One have yet to be
7 formally served on the Union, although the Hospital’s counsel did email filed-stamped copies of
8 both to Union’s counsel on May 19, 2022, which Union’s counsel confirmed receiving in their
9 email response.

10 2. The Union filed its Complaint against the Hospital on the same date (*i.e.*, April
11 22, 2022), captioned as *Service Employees International Union, Local 1107 v. Sunrise*
12 *MountainView Hospital, Inc.*, Case No. 2:22-cv-00673 (“Case Two”). The Union filed a Motion
13 for Order Granting Petition to Compel Arbitration and For an Award of Reasonable Attorneys’
14 Fees (“Motion”) at the same time (See Case Two, ECF 2). A Summons was issued by the Clerk
15 of Court on April 25, 2022. (Case Two, ECF 3). On April 25, 2022, counsel for the Union
16 emailed copies of the Union’s Complaint, Summons, and Motion to counsel for the Hospital.
17 The Union formally served the Summons and Complaint in Case Two on the Registered Agent
18 of the Hospital on May 12, 2022. (Case Two, ECF 6). The Union also caused a file-stamped
19 copy of the Motion to be hand-delivered to counsel for the Hospital on May 16, 2022.

20 3. On May 10, 2022, the Union filed Notices of Related Cases in Case One and Case
21 Two, in which it notified the Court that the Cases were related. (See Case One, ECF 7; Case
22 Two, ECF 5).

23 4. On May 18, 2022, the parties met and conferred over various preliminary matters
24 relating to the Cases and agreed that the Cases should be consolidated because they raised related
25 issues of law and fact. They also agreed that consolidating the Cases would promote judicial
26 economy and conserve the parties’ resources.

1 5. On May 19, 2022, before the parties filed a joint motion or stipulation to
2 consolidate the Cases, the Court issued an Order *sua sponte* in each of Case One and Case Two,
3 in which the Cases were consolidated under Case No. 2:22-cv-00668 (“Consolidated Case”).
4 (See Case One, ECF 8; Case Two, ECF 7). The Court’s rationale for consolidating the Cases was
5 “the efficient disposition of these cases.” (*Id.*)

6 6. When the parties met and conferred over various preliminary matters relating to
7 the Consolidated Case on May 18, 2022, they agreed to the following stipulations:

8 (a) The Union acknowledges that the May 19, 2022 email from Hospital’s counsel to
9 the Union’s counsel attaching file-stamped copies of the Summons and Complaint in Case One
10 qualifies as proper service, as of the date of receipt of same, under Rules 4 and 5 of the Federal
11 Rules of Civil Procedure.

12 (b) The Hospital acknowledges that it was properly served with the Summons and
13 Complaint originally filed by the Union in Case Two on May 12, 2022.

14 (c) The Hospital acknowledges that hand-delivery of the Motion on the Hospital’s
15 counsel on May 16, 2022, qualifies as proper service as of the date of receipt of the same, under
16 Rules 4 and 5 of the Federal Rules of Civil Procedure.

17 (d) The Hospital’s deadline to respond to the Summons and Complaint originally
18 filed by the Union in Case Two is extended from the original due date to June 10, 2022.

19 (e) The Hospital’s deadline to respond to the Motion originally filed by the Union in
20 Case Two is extended from the original due date to June 10, 2022.

21 (f) The Union’s deadline to respond to the Summons and Complaint originally filed
22 by the Hospital in Case One is extended from the original due date to June 10, 2022.

23 (g) The parties will file the above-referenced responsive pleadings in the
24 Consolidated Case (Case No. 2:22-cv-00668-JAD-EJY).

25 (h) This Joint Stipulation does not seek to modify any deadlines not expressly
26 identified herein.

7. The parties have agreed to enter into this Joint Stipulation because resolving any potential service-related disputes and establishing a uniform deadline for all of the responsive pleadings in the Consolidate Case foster notions of judicial economy and preserve the parties' resources.

8. The parties respectfully request the Court's Order approving this Joint Stipulation acknowledging proper service and setting the deadlines agreed to by parties, as outlined above.

DATED this 23rd day of May 2022.

CHRISTENSEN JAMES & MARTIN, CHTD.

By: /s/ Daryl E. Martin
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Nevada Bar No. 6735
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Nevada Bar No. 7760
*Attorneys for Defendant/Plaintiff Service
Employees International Union, Local
1107*

DATED this 23rd day of May 2022.

HALL PRANGLE & SCHOONVELD, LLC

By: /s/ Kenneth M. Webster
KENNETH M. WEBSTER, ESQ.
Nevada Bar No. 7205
*Attorney for Plaintiff/Defendant
MountainView Hospital*

ORDER

Good Cause Appearing, the Court approves the Parties' stipulation proposing revised deadlines for various responses and acknowledging proper service of the Complaints, Summons, and the Union's Motion for Order Granting Petition to Compel Arbitration. The Union shall file and serve its response to the Hospital's Complaint on or before June 10, 2022. The Hospital shall file and serve its responses to the Union's Complaint and the Union's Motion on or before June 10, 2022.

Clayna L. Zouchah
United States Magistrate Judge

Dated: May 23, 2022